## IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re

Chapter 11

Case No. 22-11068 (JTD)

Debtors.

(Jointly Administered)

Re: Docket No. 197

In re

Chapter 15

Case No. 22-11217 (JTD)

Debtor in a Foreign Proceeding.

Re: Docket No. 27

# NOTICE OF FILING OF PROPOSED JOINT PRETRIAL ORDER

PLEASE TAKE NOTICE that, on December 9, 2022, Brian C. Simms KC, Kevin G. Cambridge, and Peter Greaves (the "Joint Provisional Liquidators," together with the U.S. Debtors and the Committee,<sup>3</sup> the "Parties"), in their capacity as the duly appointed joint provisional liquidators of FTX Digital Markets Ltd (the "Chapter 15 Debtor") and foreign representatives of the Provisional Liquidation of the Chapter 15 Debtor, filed the Emergency Motion of the Joint Provisional Liquidators of FTX Digital Markets Ltd. (I) for Relief from Automatic Stay and (II) to Compel Turnover of Electronic Records Under Sections 542, 1519(a)(3), 1521(a)(7) and 1522 of the Bankruptcy Code [Case No. 22-11068 (JTD), Docket No. 197; Case No. 22-11217 (JTD), Docket No. 27] (the "Emergency Motion") with the United States Bankruptcy Court for the District of Delaware (the "Court").

<sup>&</sup>lt;sup>1</sup> The last four digits of FTX Trading Ltd.'s tax identification number are 3288. Due to the large number of debtor entities in the Chapter 11 Cases, a complete list of the debtors (the "U.S. Debtors") and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the U.S. Debtors' claims and noticing agent at https://cases.ra.kroll.com/FTX.

<sup>&</sup>lt;sup>2</sup> FTX Digital Markets Ltd. (in Provisional Liquidation) was incorporated in the Commonwealth of The Bahamas as an International Business Company, registered number 207269B.

<sup>&</sup>lt;sup>3</sup> On December 15, 2022, the Office of United States Trustee appointed an official committee of unsecured creditors (the "Committee"). See Docket Nos. 231 & 261.

PLEASE TAKE FURTHER NOTICE that, on December 16, 2022, the Court held a status conference regarding, among other things, the Emergency Motion and (i) scheduled a hearing to consider the relief requested in the Emergency Motion for January 6, 2023 at 9:30 a.m. (ET) (the "Hearing") and (ii) directed that the Joint Provisional Liquidators and the U.S Debtors submit a form of joint pretrial order to govern the proceedings at the Hearing.

**PLEASE TAKE FURTHER NOTICE** that, as requested by the Court, the Parties have conferred and negotiated an agreed upon proposed form of joint pretrial order attached hereto as **Exhibit 1** (the "**Proposed Joint Pretrial Order**").

**PLEASE TAKE FURTHER NOTICE** that the Parties intend to request that the Court enter the Proposed Joint Pretrial Order, substantially in the form attached hereto, prior to or at the Hearing. To the extent the Parties make revisions to the Proposed Joint Pretrial Order, the Parties will present a blacklined copy of the revised form of order to the Court at the Hearing.

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Dated: January 2, 2023

#### /s/ Brendan J. Schlauch

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